IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

LETTERS PATENT APPEAL NO. 133 OF 2007

IN

WRIT PETITION NO. 505 OF 2006

Sudhir Tansukh Ashar & Ors. .... Appellants
Vs.
Smt. Jayshree P. Madhwani & Ors. .... Respondents

Mr. Rahul Chitnis a/w Mr. Nikhil Rajani i/b M/s V. Deshpande & Co. for the Appellants.

Mr. V.T. Lulla for Respondent nos. 1 to 4.

CORAM : J.N. PATEL, AND
A.A. SAYED, JJ

DATE : 27TH JUNE, 2007

P.C.

1) Heard.

2) Besides the issue as to whether Letters Patent Appeal is not maintainable, we do not find any merit in the contentions raised and therefore the learned Single Judge was justified in summarily rejecting the petition.

2) We were inclined to grant costs to the Respondents, but as the learned Counsel appearing for the Appellants submitted that the Letters Patent Appeal was preferred bonafidely, we do not

propose to do it.

3) Letters Patent Appeal is dismissed.

(A.A. SAYED, J.) **(J.N. PATEL, J.)**

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CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 199 OF 2007

IN

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1) In view of the disposal of Letters Patent Appeal, Civil Application does not survive and hence it is dismissed.

(A.A. SAYED, J.) **(J.N. PATEL, J.)**